

DECLARATION AND POWER OF ATTORNEY

As the below-named inventors, we declare that:

Our residences, post office addresses, and citizenships are as stated below under our names.

We believe we are the original, first, and joint inventors of the invention entitled "METAL ION SPECIFIC CAPACITY AFFINITY SENSOR," which is described and claimed in the specification and claims of International Patent Application No. PCT/SE98/01638, which was filed on 15 September 1998 and for which a patent is sought.

We have reviewed and understand the contents of the foregoing specification, including the claims, as amended by any amendment specifically referred to herein (if any).

We acknowledge our duty to disclose information of which we are aware which is material to the patentability and examination of this application in accordance with 37 C.F.R. § 1.56(a).

We hereby claim foreign priority benefits under 35 U.S.C. § 119 of the foreign patent application listed below:

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:			
COUNTRY	APPLICATION NUMBER	DATE OF FILING	PRIORITY CLAIMED UNDER 35 USC 119
Sweden	9703315-3	15 September 1998	Yes

We hereby appoint RICHARD W. SEED, Reg. No. 16,557; ROBERT J. BAYNHAM, Reg. No. 22,846; GEORGE C. RONDEAU, JR., Reg. No. 28,893; DAVID H. DEITS, Reg. No. 28,066; WILLIAM O. FERRON, JR., Reg. No. 30,633; DAVID J. MAKI, Reg. No. 31,392; RICHARD G. SHARKEY, Reg. No. 32,629; DAVID V. CARLSON, Reg. No. 31,153; KARL R. HERMANN, Reg. No. 33,507; DAVID D. MCMASTERS, Reg. No. 33,963; MICHAEL J. DONOHUE, Reg. No. 35,859; LORRAINE LINFORD, Reg. No. 35,939; ELLEN M. BIERMAN, Reg. No. 38,079; ANN T. KADLECEK, Reg. No. 39,244; DAVID W. PARKER, Reg. No. 37,414; E. RUSSELL TARLETON, Reg. No. 31,800; KEVIN S. COSTANZA, Reg. No. 37,801; THOMAS E. LOOP, Reg. No. 42,810; STEPHEN J. ROSENMAN, Reg. No. 43,058; BRIAN L. JOHNSON, Reg. No. 40,033; SUSAN D. BETCHER, Reg. No. 43,498; JANE E. R. POTTER, Reg. No. 33,332; KENNETH H. TARBET, Reg. No. 43,181; WILLIAM T. CHRISTIANSEN, Reg. No. 44,614; ROBERT IANNUCCI, Reg. No. 33,514; GARY M. MYLES, Reg. No. P-46,209; and ERIC J. GASH, Reg. No.


P-46,274; comprising the firm of Seed Intellectual Property Law Group PLLC, 701 Fifth Avenue, Suite 6300, Seattle, Washington 98104-7092, as our attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. Please direct all telephone calls to **Thomas E. Loop** at (206) 622-4900 and telecopies to (206) 682-6031.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that the making of willfully false statements and the like is punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of any patent issuing from this patent application.



Bo Mattiasson

Date July 10. 2000
Residence : City of Hjarup SEY
Country of Sweden
Citizenship : Sweden
P.O. Address : Tradgardsmastaren 26
S-245 62 Hjarup
SWEDEN



Elisabeth Csoregi

Date July 30. 2000
Residence : City of Lund SEY
Country of Sweden
Citizenship : Sweden
P.O. Address : Borgasslingan 31
S-224 72 Lund
SWEDEN

300

Ibolya Bontidean
Ibolya Bontidean

Date 2000. 07. 16

Residence : City of Bistrita *POX*
Country of Romania .

Citizenship : Romania

P.O. Address : Str. Dacabal 44/C/32
RO-4400 Bistrita
ROMANIA

~~Handwritten signature~~

Gillis Johansson

Date 000905

Residence : City of Lund *SEY*
Country of Sweden

Citizenship : Sweden

P.O. Address : Smaskolevagen 37
S-224 64 Lund
SWEDEN

500

Christine Berggren

Date 2000-08-02

Residence : City of Lund *SEK*
Country of Sweden

Citizenship : Sweden

P.O. Address : Iliongranden 11
S-224 72 Lund
SWEDEN

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Bo Mattiasson, et al.
Attorney's Docket No: 100096.403
International Application No.: PCT/SE98/01638
International Filing Date: September 15, 1998
For: Metal Ion Specific Capacity Affinity Sensor

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 C.F.R. §§ 1.9(f) AND 1.27(d) -- NONPROFIT ORGANIZATION)

I declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

Name of Organization: Vlaamse Instelling voor Technologisch Onderzoek
Address of Organization: Boeretang 200, B-2400 Mol, BELGIUM

TYPE OF ORGANIZATION:

- ☒ university or other institution of higher education
☐ tax exempt under Internal Revenue Service Code (26 U.S.C. §§ 501(a) and 501(c)(3))
☐ nonprofit scientific or educational under statute of a state of the United States of America
(Name of state: _____)
(Citation of statute: _____)
☐ would qualify as tax exempt under Internal Revenue Service Code (26 U.S.C. §§ 501(a) and 501(c)(3)) if located in the United States of America
☐ would qualify as nonprofit scientific or educational under statute of a state of the United States of America if located in the United States of America
(Name of state: _____)
(Citation of statute: _____)

I declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

Name of Organization: School of Biological Sciences the Univeristy of Birmingham
Address of Organization: The University of Birmingham, Edgbaston

TYPE OF ORGANIZATION:

- ☒ university or other institution of higher education
- ☐ tax exempt under Internal Revenue Service Code (26 U.S.C. §§ 501(a) and 501(c)(3))
- ☐ nonprofit scientific or educational under statute of a state of the United States of America
(Name of state: _____)
(Citation of statute: _____)
- ☐ would qualify as tax exempt under Internal Revenue Service Code (26 U.S.C. §§ 501(a) and 501(c)(3)) if located in the United States of America
- ☐ would qualify as nonprofit scientific or educational under statute of a state of the United States of America if located in the United States of America
(Name of state: _____)
(Citation of statute: _____)

We declare that the above-identified nonprofit organizations qualifies as a nonprofit organization as defined in 37 C.F.R. § 1.9(e) for purposes of paying reduced fees under 35 U.S.C. §§ 41(a) and 41(b) with regard to the invention entitled:

METAL ION SPECIFIC CAPACITY AFFINITY SENSOR

by inventor Bo Mattiasson, et al.

as described in:

- ☐ the specification filed herewith.
- ☒ Application No. PCT/SE98/01638, filed 15 September 1998.
- ☐ Patent No. _____, issued _____.

We declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above-identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 C.F.R. § 1.9(c) or by any concern which would not qualify as a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).*

*NOTE: Separate verified statements are required from each named person, concern and organization having rights to the invention averring to his/its status as a small entity. (37 C.F.R. § 1.27)

FULL NAME Vlaamse Instelling voor Technologisch Onderzoek (Vito)
ADDRESS Boeretang 200, B-2400 Mol, BELGIUM

- ☐ individual
☐ small business concern
☒ nonprofit organization

FULL NAME _____
ADDRESS _____

- ☐ individual
☐ small business concern
☐ nonprofit organization

We acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earlier of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b))

We declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that the making of willfully false statements and the like is punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Rik Schrooten

TITLE IN ORGANIZATION Managing Director

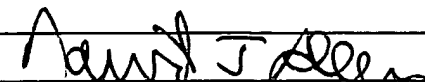
ADDRESS OF PERSON SIGNING Pieter Breughellaan 17
B-3990 Kleine-Brogel, BELGIUM

SIGNATURE  DATE 30.08.2000

NAME OF PERSON SIGNING Mr David J Allen

TITLE IN ORGANIZATION Registrar & Secretary

ADDRESS OF PERSON SIGNING Edgbaston, Birmingham B15 2TT, UNITED KINGDOM

SIGNATURE  DATE 30.08.2000

600
Nigel Brown

Date 1.4.00

Residence : City of West Midlands GB3
Country of Great Britain

Citizenship : Great Britain

P.O. Address : 85 Oakfield Road
Selly Park
Birmingham
West Midlands B29 7HL
GREAT BRITIAN

700
Jonathan Lloyd

Date 13/4/2000

Residence : City of ~~West Midlands~~
Country of ~~Great Britain~~

Citizenship : Great Britain

P.O. Address : ~~5, Rathbone Road~~
~~Smethwick~~
~~West Midlands B67 5JQ~~
~~GREAT BRITIAN~~

AMHERST MA
UNITED STATES OF AMERICA
GREAT BRITAIN
130 WEST ST
HAOLEY
MA 01035
U.S.A.

JL y1
13/4/2000

800
Kenneth Jakeman

Date 3/4/00

Residence : City of West Midlands GB3
Country of Great Britain

Citizenship : Great Britain

P.O. Address : 205, Quinton Land
Birmingham
West Midlands B32 2UD
GREAT BRITIAN

900

Jonathan Hobman

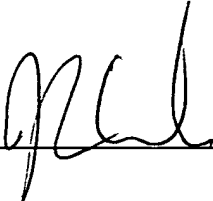
Date

3 / 4 / 2000

Residence : City of Worcestershaire GB3
Country of Great Britian
Citizenship : Great Britian
P.O. Address : 20, Hinton Avenue
Alvechurch
Worcestershire B48 7LY
GREAT BRITIAN

1000
Jonathan Wilson

Date



5/4 / 2000

Residence : City of ~~West Midlands~~ LONDON GB3
Country of Great Britian

Citizenship : Great Britian


P.O. Address : 21, Abbots Road
Kings Heath
Birmingham
West Midlands B14 7QD
GREAT BRITIAN

6 EAGLE COURT,
69 HORNSEY HIGH STREET
HORNSEY
LONDON N8 7QG
GREAT BRITAIN

 5/4/00

1100
Daniel Van Der Leile

Date


20 / 3 / 2000

Residence : City of Mol BEY
Country of Belgium

Citizenship : Belgium

P.O. Address : Boertang 246
B-2400 Mol
BELGIUM

1200
Philippe Corbisier
Philippe Corbisier

Date 20/03/2000

Residence : City of Mol BEY
Country of Belgium

Citizenship : Belgium

P.O. Address : Boertang 222
B-2400 Mol
BELGIUM

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(ejg)